

Organization \_\_\_\_\_ Bldg./Room \_\_\_\_\_  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450

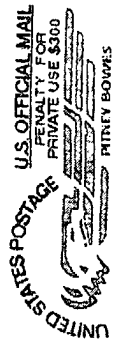
Alexandria, VA. 22313-1450

If Undeliverable Return In Ten Days

Official Business  
Penalty For Private Use, \$300

AN EQUAL OPPORTUNITY EMPLOYER

1600



\$ 00.370

02 1A

0004202245

JUN 21 2004

MAILED FROM ZIP CODE 22202

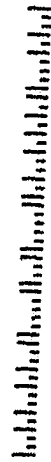
JC-205

RECEIVED

JUL 07 2004

TECH CENTER 1600/2900

22313/1450





## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/825,751	04/16/2004	1632	770	MA-43CDF2D4	1	9	3

CONFIRMATION NO. 8529

23557  
 SALIWANCHIK LLOYD & SALIWANCHIK  
 A PROFESSIONAL ASSOCIATION  
 2421 N.W. 41ST STREET  
 SUITE A-1  
 GAINESVILLE, FL 32606-6669

## FILING RECEIPT



\*OC000000012995688\*

Date Mailed: 06/21/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Jewel Pavne, San Diego, CA;  
 August J. Sick, Oceanside, CA;

## Assignment For Published Patent Application

Mycogen Corporation, Indianapolis, IN;

## Domestic Priority data as claimed by applicant

This application is a DIV of 09/837,961 04/19/2001 PAT 6,737,273  
 which is a DIV of 09/521,344 03/09/2000 PAT 6,573,240  
 which is a DIV of 08/933,891 09/19/1997 PAT 6,096,708  
 which is a CON of 08/356,034 12/14/1994 PAT 5,691,308  
 which is a CON of 08/210,110 03/17/1994 ABN  
 which is a CON of 07/865,168 04/09/1992 ABN  
 which is a DIV of 07/451,261 12/14/1989 PAT 5,188,960  
 which is a CIP of 07/371,955 06/27/1989 PAT 5,126,133

## Foreign Applications

If Required, Foreign Filing License Granted: 06/18/2004

Projected Publication Date: 09/30/2004

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Novel *Bacillus thuringiensis* isolate active against lepidopteran pests, and genes encoding novel lepidopteran-active toxins

**Preliminary Class**

800

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).